

# Exhibit D

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

DERRELL FULTON, aka DARRYL FULTON	)	
	)	
	)	
Plaintiff,	)	Case No. 17-cv-8696
	)	
v.	)	Honorable Martha M. Pacold,
	)	Presiding District Judge
CHICAGO POLICE OFFICER WILLIAM FOLEY, et al.,	)	
	)	Honorable Sunil R. Harjani,
	)	Presiding Magistrate Judge
Defendants	)	

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NEVEST COLEMAN,	)	
	)	
Plaintiff,	)	Case No. 18-CV-998
	)	
v.	)	Honorable Martha M. Pacold,
	)	Presiding District Judge
CITY OF CHICAGO, et al.,	)	
	)	Honorable Sunil R. Harjani,
	)	Presiding Magistrate Judge
Defendants	)	

**PARTIES' JOINT STATUS REPORT  
CONCERNING DEPOSITION SCHEDULING**

The parties, by and through their respective attorneys, and in compliance with this Court's order that a status report regarding scheduling of depositions be filed (Fulton ECF No. 168; Coleman ECF No. 151), state as follows:

1. The parties have taken the following depositions in this case: Michael Barber (June 27, 2019), Larry Calimee (July 11, 2019), Kamarie Williams (August 1, 2019), retired Officer John Stella (August 26, 2019), retired Officer Frank Gurtowski (August 26, 2019), and Officer Mark Mora (September 19, 2019).

2. Since the last status report, Plaintiffs had noticed and issued subpoenas to depose the following witnesses: Eddie Taylor (September 12, 2019), Clarence Neal (September 26, 2019), and Chester Latham (September 30, 2019). Latham and Neal are both out-of-state witnesses, and Plaintiffs have had difficulty serving them with subpoenas. Plaintiffs have also had difficulty locating Eddie Taylor and Francine Calimee. For these reasons, Plaintiffs have not yet been able to take their depositions.

3. Since the last status report, Defendants had noticed and issued a subpoena to depose Rodney Butler (September 16, 2019). However, Defendants were unable to confirm that Butler would appear for his deposition, and the deposition therefore did not proceed.

4. Defendant O'Brien has a serious medical condition, and the parties are in ongoing discussions about the timing of his deposition.

5. The parties have blocked off several dates in October to try complete as many party and fact-witness depositions as possible. The current schedule for depositions is as follows:

Date	Witness
10/8/19	Rodney Butler
10/10/19	Defendant Boudreau
10/15/19	Defendant Halloran
10/17/19	Shaunice Williams
10/18/19	Defendant Clancy
10/21/19	Defendants Graf and Carroll
10/22/19	Plaintiff Fulton

10/23/19	Defendant Garfinkel
10/28/19	Plaintiff Coleman
11/1/19	Defendant Kelly

6. The parties contemplate that a motion for extension of time to complete fact discovery may be needed to conduct remaining depositions. .

7. Plaintiffs believe that only a short extension of fact discovery is warranted to conduct depositions of any remaining parties and witnesses Eddie Taylor, Chester Latham, Clarence Neal, Francine Calimee, ASA Mark Rotert, and ASA Brian Sexton.

8. Defendants seek to depose additional witnesses, including Kimberly Green, Kimberly Johnson Adams, Erika Earl, Felicia Pittman, Alicia Parker, Dorothy Davis, representatives from the Illinois State Police Crime Laboratory, Illinois State Police forensic investigators, representatives from the Chicago Police Department's latent print unit, the Cook County Medical Examiner, representatives from the Cook County State's Attorney's Office involved in Plaintiffs' post-conviction proceedings, as well as witnesses related to Plaintiffs' juvenile arrests and prosecutions.

9. The parties intend on submitting their differing positions to Judge Pacold via either a joint status report or a motion for extension of time to complete fact discovery prior to the initial status date with her, set for November 7, 2019.

Respectfully submitted,

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